

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,

vs.

ALEXIS ISABELL ADAMS and
MARCUS SHAW,

Defendants

Case No.: 12-cr-0538

TRIAL SETTING ORDER

Having considered the filings to date and the arguments and other submissions at the Pretrial Conference, for good cause shown the Court enters the following orders:

1. **Trial Date and Schedule:** The trial of this matter is scheduled for to begin with jury selection on Friday, May 3, 2013 beginning at 8:30 a.m. in Courtroom 5 of the above-referenced Court. Trial in *United States of America v. Alexis Isabell Adams*, 12-cr-538-1 ("Adams") shall proceed first. Trial in *United States of America v. Marcus Shaw*, 12-cr-538-2 shall trail and will be tried thereafter. Counsel shall arrive in Court early enough to proceed with evidence by 8:30 a.m. Trial is estimated to last 7 court days in *Adams*.

Trial schedule will be generally as follows, Monday through Thursday, from 8:30 a.m. to 1:30 p.m. with two fifteen minute breaks. Trial may continue on Friday subject to the availability of the Court. Prosecution anticipates 10-12 witnesses. Defense in *Adams* anticipates at least 3 witnesses.

1 Additional time may be scheduled for matters outside the presence of the jury as necessary and
2 determined by the Court. Side bars are not permitted. Counsel should be prepared to anticipate issues
3 so that they may be addressed outside of normal trial hours.


4 2. **Pre-Trial Conference:** A pre-trial conference in both cases shall be held on April 19,
5 2013 at 9:00 a.m. The parties shall comply with Local Rule 17.1-1(b) and file a pretrial conference
6 statement not less than seven (7) days prior to the pretrial conference addressing all fifteen (15) issues
7 identified therein.
8

9 3. **Motions in Limine:** Not less than fourteen (14) days prior to the pretrial conference,
10 the parties shall serve, **but not file**, motions in limine. Not less than ten (10) days prior to the pretrial
11 conference, the parties shall serve any oppositions thereto. The parties shall then meet and confer to
12 resolve the motions. Any motions not resolved shall be filed not less than seven (7) days prior to the
13 pretrial conference. The parties shall submit a JOINT CHAMBERS set including both the motion and
14 the respective opposition. The proponent of the motion shall also submit a COMPREHENSIVE
15 proposed form of order summarizing each motion and the requested relief.
16

17 Court hereby orders that witnesses shall be excluded until testimony is completed. Parties are
18 ordered to admonish witnesses of the Court's rulings. Failure to comply with a ruling by the Court
19 may result in sanctions, including without limitation the striking of the witness's entire testimony.
20

21 4. **Exhibits and Exhibit Lists:** No witness may be shown any document or other object
22 until it has been marked for identification using an exhibit number.
23

24 The jury may not be shown any exhibits until admitted into evidence or stipulated by the
25 parties as to admissibility without the express permission of the Court. To the extent agreed upon, the
26 parties shall file Exhibit Lists identifying those for which a stipulation of admissibility exists with an
27 "S" in the appropriate box.
28


HON. YVONNE GONZALEZ ROGERS
United States District Judge